

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

BRANDON FAVOR,

Plaintiff,

v.

CITY OF LOS ANGELES CIVIL  
ATTORNEY,

Defendant.

No. 2:24-cv-00882-DAD-EFB (PC)

ORDER

Plaintiff, a state prisoner proceeding pro se, filed a civil rights action pursuant to 42 U.S.C. § 1983. On October 3, 2024, the court ordered plaintiff to pay the fee or file an application to proceed in forma pauperis within 30 days. ECF No. 5. The court later granted plaintiff an additional 60 days to pay the fee or file the in forma pauperis application. ECF No. 7. Plaintiff failed to comply with the order. On January 27, 2025, the court recommended that the action be dismissed. ECF No. 8.

Plaintiff filed “objections” to the recommendation on February 13, 2025, and, on March 3, 2025, he filed an in forma pauperis application. ECF Nos. 9, 10. Plaintiff’s “objections” consist of pages of documents pertaining to his criminal case interspersed with pages containing inscrutable content handwritten by plaintiff. *E.g.*, ECF No. 9 at 8. Plaintiff avers in his in forma pauperis application that he receives money from four of the six sources listed on the form

1 application, that he has \$2700 in a checking or savings account, a company worth \$4,526.72, and  
2 bonds worth \$12 trillion. ECF No. 10. At the same time, plaintiff's trust account statement  
3 shows a balance of 98 cents and an outstanding obligation of \$143,922.50 in restitution. *Id.*

4 Taken at face value, plaintiff's representations in his in forma pauperis application do not  
5 establish that he is unable to pay the filing fee. Accordingly, the court must deny the application.  
6 28 U.S.C. § 1915(a) (the application must show inability to pay filing fee or give security  
7 therefor).

8 In accordance with the above, IT IS HEREBY ORDERED that:

- 9 1. The findings and recommendations issued January 27, 2025 (ECF No. 8) are  
10 VACATED;
- 11 2. The application to proceed in forma pauperis (ECF No. 10) is DENIED without  
12 prejudice;
- 13 3. Within 30 days of the date of this order, plaintiff shall submit either: (1) an affidavit in  
14 support of his request to proceed in forma pauperis – showing an inability to pay the  
15 filing fee or give security therefor – on the form provided by the Clerk of Court, or (2)  
16 the required fees in the amount of \$405.00;
- 17 4. Plaintiff's failure to comply with this order will result in a recommendation that this  
18 action be dismissed;
- 19 5. The Clerk of the Court is directed to send plaintiff a new Application to Proceed In  
20 Forma Pauperis By a Prisoner.

21  
22 Dated: July 9, 2025

23   
24 EDMUND F. BRENNAN  
25 UNITED STATES MAGISTRATE JUDGE  
26  
27  
28